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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **FAO 502/2016**

BIRPAL

..... Appellant

Through: Mr. Rashid Khan, Advocate

versus

SUJIT KUMAR & ORS

.....Respondents

Through: Ms. Palak Rohmetra, Advocate for
Mr. Sanjay Deewan, Advocate for
respondent No.3

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

ORDER

% **19.10.2016**

C.M.No.38463/2016 (Exemption)

Application is disposed of with direction to file requisite certified copies before the next date of hearing.

FAO 502/2016 & C.M.No.38463/2016 (stay)

Impugned order of 9th August, 2016 grants Letter of Administration in respect of the property in question in favour of respondents No.1 and 2 while relying upon a Registered Will of 13th July, 1995. The challenge to the impugned order by learned counsel for appellant is on the ground that only father of beneficiary is a witness to the said Will and on the basis of his evidence alone, the Letter of Administration has been granted, which renders the Will in question suspicious.

Notice.

Ms. Palak Rohmetra, Advocate accepts notice on behalf of respondent No.3 and submits that respondent No.3 is a *pro forma* party.

Notice of this appeal and the application be issued to respondents No. 1 and 2 by speed post and approved courier, returnable for 21st December, 2016.

Trial court record be requisitioned.

SUNIL GAUR, J

OCTOBER 19, 2016

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